

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Agricultural Marketing Dept. – Departmental Proceedings initiated against Sri K. Viswanatham, formerly Selection Grade Secretary(Now Retired), A.M.C., Medak for his gross dereliction of duties and allowed the Supervisor for misappropriation of Market Committee funds at A.M.C., Medak - Awarding of Penalty – Orders - Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No.1059

Dated:26-08-2008

Read the following:-

1. G.O.Rt.No.579, Agri. & Coop.(Vig.II)Dept., dt.904-07-2003.
2. From Sri K. Viswanatham, Selection Grade Secretary, Written statement of defence, dt.22-07-2003.
3. Govt.Memo No.11/Vig.II(1)/2001-7, dt.02-12-2003.
4. From Sri Md. Israr Ahmed, JDM & Inquiry Officer, Inquiry Report dt.05-02-2004.
5. Govt.Memo No.11/Vig.II(1)/2001-8, dt.20-03-2004.
6. From Sri K. Viswanatham, Selection Grade Secretary, Representation dt.26-04-2004.
7. Govt.Memo No.11/Vig.II(1)/2001-12, dt.21-01-2006.
8. From Sri K. Viswanatham, Selection Grade Secretary, Representation dt.22-02-2006.
9. Govt.Letter No.11/Vig.II(1)/2001-15, dt. 12-10-2006.
10. From the Secretary, APPSC, Hyderabad Lr.No.1249/Rt-I/3/06, dt.23-12-2006.

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ORDER:

Disciplinary action was initiated against Sri K. Viswanatham, formerly Selection Grade Secretary, A.M.C., Medak for his gross dereliction of duties and allowed the Supervisor for misappropriation of Market Committee funds at A.M.C., Medak Accordingly, in the G.O.1st read above, the following charges were framed against him:

Charge-1: *“That Sri K. Viswanatham, while working as Secretary Grade-II at A.M.C., Medak has signed in the original Receipt Book No. 70 and also signed simultaneously on the receipts of duplicate Receipt Book No.70 and accepted the duplicate book produced by Sri G. Narasimhulu, Supervisor and allowed the misappropriation intentionally, thus he showed gross negligence and misused his official duties”*

Charge-2: *“That Sri K. Viswanatham while working as Secretary .Grade-II at A.M.C , Medak, has given the receipt book Nos.83,86 and 2 to Sri G. Narasimhulu, Supervisor without questioning the book No. 70 which was not returned by him to the office and allowed misappropriation of Rs 2,21,514/- by tampering the receipts from these books by Sri G. Narasimhulu, Supervisor and he has not bothered about the receipt book No. 70 which was with the Supervisor for 1 ½ years which shows his collusion with the Supervisor, thus misused his official duties and also responsible for misappropriation.*

2. Sri K. Viswanatham, formerly Selection Grade Secretary, A.M.C., Medak has submitted his written statement of defence denying the charges framed against him.

3. Government have appointed Sri Mohd. Israr Ahemd, Joint Director of Marketing, Vijayawada as Inquiry Officer to conduct a regular inquiry into the charges framed against the above Charged Officer vide reference 3rd read above. The Inquiry Officer, after conducting the inquiry, has submitted the Inquiry Report concluding that the charges are held proved against the Charged Officer Sri K. Viswanatham, formerly Selection Grade Secretary, A.M.C., Medak.

4. Government, after careful examination of the matter, have provisionally decided to impose the penalty of dismissal from service on Sri K. Viswanatham, Selection Grade Secretary, for the charges held proved against him. In the reference 5th read above, while communicating a copy of the Inquiry Officer's Report, Sri K. Viswanatham, Selection Grade Secretary was directed to show-cause as to why the proposed penalty of “Dismissal” from service should not be imposed against him. In the reference 6th read above, Sri K. Viswanatham, Selection Grade Secretary submitted his representation. While the representation of the Charged Officer was under examination, it was brought to the notice of Government that Sri K. Viswanatham, Selection Grade Secretary was retired from service on superannuation on 30-11-2005 A.N. After careful examination of the matter, Government have decided to proceed further in the matter under Rule 9 of A.P. Revised Pension Rules, 1980 and provisionally decided to impose the penalty of withholding of entire pension and gratuity under the said rule.

(PTO)

5. In the reference 7th read above, revised show cause notice was issued against Sri K. Viswanatham, Selection Grade Secretary(Retired) under Rule 9 of A.P.Revised Pension Rules, 1980, with a direction to show-cause as to why the penalty of withholding of entire pension and gratuity should not be imposed against him for the charges held proved against him. In the reference 8th read above, Sri K.Viswanatham, Selection Grade Secretary(Retired) has submitted his representation. The Charged Officer in his representation did not submit any new grounds than those what he has submitted in his written statement of defence and before the Inquiring Authority. It has been decided to confirm the penalty of withholding of entire pension and gratuity against Sri K.Viswanatham, Selection Grade Secretary(Retired) and the A.P.P.S.C. was addressed for their concurrence vide reference 9th read above.

6. In the reference 10th read above, the Andhra Pradesh Public Service Commission have conveyed their opinion as follows:

“In some of the court cases, it is observed that when the entire pension and gratuity has been withheld, how could the incumbent survive. Therefore, keeping in view punishment be awarded based on the gravity of the irregularity as deemed fit by the Government”.

7. Government, after careful examination of the entire matter, hereby order to withhold 2% (two percent) pension permanently against Sri K. Viswanatham, Selection Grade Secretary(Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980.

8. The Commissioner & Director of Marketing, A.P., Hyderabad shall take necessary action in the matter, accordingly. The Service Register of Sri K. Viswanatham, Selection Grade Secretary(Retired) in (5) volumes as one bounded register is herewith sent to the Commissioner and Director of Agricultural Marketing, Hyderabad. He is requested to acknowledge receipt of the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PANKAJ DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Viswanatham, formerly Selection Grade Secretary (Retired), A.M.C., Medak
(Through: The Commissioner and Director of Agricultural Marketing, Hyderabad)

Copy to:-
The Commissioner and Director of Agricultural Marketing, Hyderabad.
The Secretary to V.C., A.P.V.C., Hyderabad.
The Secretary, A.P.P.S.C., Hyderabad.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER